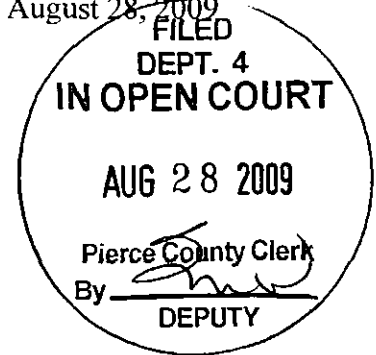


# **Exhibit 3**



Honorable: Kitty-Ann van Doorninck  
Hearing Date: August 28, 2009



IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR PIERCE COUNTY

The GEO Group, Inc,

Petitioner,

v.

City of Tacoma, a municipal government,

Respondent.

NO. 09-2-06589-1

ORDER ON GEO GROUP'S MOTION  
FOR SUMMARY JUDGMENT  
ENJOINING DISCLOSURE OF RECORDS

THIS MATTER came before the Court on August 28, 2009 on Petitioner's Motion for Summary Judgment.

The Court heard oral argument of counsel for the petitioner and counsel for respondent.

The Court considered the pleadings filed in this action and the following evidence:

1. Petitioner's Motion and Memorandum in Support of Summary Judgment Enjoining Disclosure of Records.
2. Respondent's Response to Motion for Summary Judgment.
3. Declaration of Joan K. Mell in Support of the Geo Group's Motion for Summary Judgment.
4. Declaration of Larry Hurlbert in Support of the Geo Group's Motion for Summary Judgment.
5. Declaration of James Black in Support of the Geo Group's Motion for Summary Judgment.

6. Declaration of Captain Karr in Support of the Geo Group's Motion for Summary Judgment.
7. Declaration of Warden George Wigen to Support of Petition to Enjoin Disclosure of Records.
8. Declaration of David Dormier in Support of the Geo Group's Motion for Summary Judgment.

IT IS ORDERED:

1. Petitioner's Motion for Summary Judgment is Granted.
2. ~~Tacoma may not disclose records identified in Geo Group's objections set forth and attached to the Declaration of Larry Hurlbert.~~

3. *Tacoma is hereby enjoined from releasing the JPH documents identified in the index, attached hereto, pursuant to Washington's Public Record Act. This*  
 Date and hour of issuance: August 28, 2009 at        a.m./p.m.  
*order is without prejudice to the requester, Timothy Smith.*

*By: [Signature] PJ*  
~~The Honorable Kitty Ann van Doornik~~  
*Judge*

Presented this 28th day of August, 2009

By: III BRANCHES LAW, PLLC

*[Signature]*

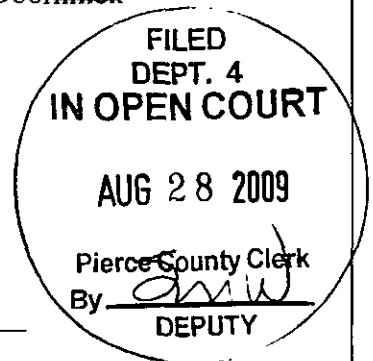
JOAN K. MELL, WSBA #21319  
 Attorney for Petitioner

Approved as to form:

By: TACOMA CITY ATTORNEY'S OFFICE

*[Signature]*

Jean Homan WSBA # 27084  
 Attorney of Respondent



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 Joan K. Mell  
 1033 Regents Blvd. Ste. 101  
 Fircrest, WA 98466  
[joan@3brancheslaw.com](mailto:joan@3brancheslaw.com)  
 253-566-2510 ph  
 281-664-4643 fx

**Documents Withheld**  
**Pending Outcome of Petition to Enjoin**  
**Public Disclosure Records**  
**Pierce County Supreme Court**  
**Cause 09-2-065891 3/9/09**

**08-1182 Smith, Timothy**

#	Document ID	Withheld
1	Ins Supplemental Stormwater Control Plan <ul style="list-style-type: none"> <li>- Site Plan &amp; Basin Map</li> <li>- Backwater Basin Map</li> </ul>	One Page One Page
2	C2 - Demo & TESC Plan	Entire Plan
3	August 20, 2008 GEO Tech Report / Lydig Construction By Landau Associates <ul style="list-style-type: none"> <li>- Site Exploration Plan</li> </ul>	One Page
4	October 29, 2008 Structural Calculations Northwest Detention Center Facility Expansion Prepared by Integrus Architecture, P.S. <ul style="list-style-type: none"> <li>- Design Criteria &amp; Load Development</li> <li>- Main Housing Gravity</li> <li>- Main Housing Lateral</li> <li>- Segregation Housing</li> <li>- Administration Building</li> <li>- Maintenance Building Pound</li> </ul>	Entire Volume
5	November 19, 2008 Structural Calculations Permit Set <ul style="list-style-type: none"> <li>- Transportation Building</li> </ul>	Entire Volume

6	October 29, 2008 Project Manual / Volume One	Sections 8 & 11

#	Document ID	Withheld																				
7	October 29, 2008 Project Manual / Volume Two Construction Documents Permit Set	Entire Volume																				
8	MACTEC Checklist SEPA – Environmental Checklist Addendum - Page 4 of 12 - Pages 9 & 10 of 12 - One Site Plan - A1 - C1 - C1 - C2 - C3 - C4 - A1 - Site Exploration Plan	12 Pages (All Drawings)																				
9	Plans / Transportation Building – Permit Set 20818 <table border="1"><thead><tr><th>Disclosed</th><th>Withheld</th></tr></thead><tbody><tr><td>Cover Sheet</td><td>TG0.6</td></tr><tr><td>TG0.2</td><td>CG1.0</td></tr><tr><td>C5 - TS0.3</td><td>C1 - C4</td></tr><tr><td>TM0.1 - TM0.2</td><td>T51.1</td></tr><tr><td>TM6.1</td><td>A11.0</td></tr><tr><td>TP0.1</td><td>TM1.0</td></tr><tr><td>TE0.2 - TE1.0</td><td>T2.1</td></tr><tr><td>T1.6</td><td>TE1.1</td></tr><tr><td></td><td>TE2.1 - TES1.08</td></tr></tbody></table>	Disclosed	Withheld	Cover Sheet	TG0.6	TG0.2	CG1.0	C5 - TS0.3	C1 - C4	TM0.1 - TM0.2	T51.1	TM6.1	A11.0	TP0.1	TM1.0	TE0.2 - TE1.0	T2.1	T1.6	TE1.1		TE2.1 - TES1.08	25 Pages
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	TE2.1 - TES1.08																					

#	Document ID	Withheld																																																												
10	Plans / Permit Review – Full Set <table><tr><th>Disclosed</th><th>Withheld</th></tr><tr><td>Cover</td><td>G0.4</td></tr><tr><td>G0.1</td><td>G0.5</td></tr><tr><td>G0.2</td><td>C1 - C4</td></tr><tr><td>G0.6</td><td>AS1.1 - AS1.2</td></tr><tr><td>CG1.0</td><td>AS2.2 - AS4.8</td></tr><tr><td>C5 - AS0.3</td><td>AA1.0 - AA6.0</td></tr><tr><td>AS2.1</td><td>AA7.1</td></tr><tr><td>A7.0</td><td>AA8.1 - AA8.2</td></tr><tr><td>AA8.0</td><td>AM1.0 - AP1.2</td></tr><tr><td>AA9.0 - AM0.2</td><td>AE1.1 - AES1.01</td></tr><tr><td>AP6.1 - AE1.0</td><td>FA - 1 - A1</td></tr><tr><td>FA - 0 - 1</td><td>HS1.1 - HS1.6</td></tr><tr><td>HS0.1 - HS0.3</td><td>HS2.2 - HA2.3</td></tr><tr><td>HS2.1</td><td>HA3.0 - HA7.3</td></tr><tr><td>HA8.0</td><td>HA8.1 - HA11.2</td></tr><tr><td>HM0.1</td><td>HM1.1 - HM5.1</td></tr><tr><td>HM0.2</td><td>HP1.1 - HP6.1</td></tr><tr><td>HP0.1</td><td>HE1.1</td></tr><tr><td>HE0.2 - H1.0</td><td>HE2.1 - FA - 1 - H2.1</td></tr><tr><td>HE1.6</td><td>SS1.1 - SA11.2</td></tr><tr><td>S0.1 - S0.3</td><td>SM1.0 - SP6.1</td></tr><tr><td>SM0.1 - SM0.2</td><td>SE1.1 - FA - 1 - S1</td></tr><tr><td>SE0.2 - SE0.4</td><td>MS1.1 - MA8.0</td></tr><tr><td>SE1.0</td><td>M1.0</td></tr><tr><td>MS0.1 - MS0.3</td><td>MP1.1 - ME0.2</td></tr><tr><td>MM0.1 - MM0.2</td><td>ME1.1</td></tr><tr><td>MP0.1</td><td>ME2.1 - FA - 1 - M1</td></tr><tr><td>ME0.3 - M1.0</td><td></td></tr><tr><td>ME1.6</td><td></td></tr></table>	Disclosed	Withheld	Cover	G0.4	G0.1	G0.5	G0.2	C1 - C4	G0.6	AS1.1 - AS1.2	CG1.0	AS2.2 - AS4.8	C5 - AS0.3	AA1.0 - AA6.0	AS2.1	AA7.1	A7.0	AA8.1 - AA8.2	AA8.0	AM1.0 - AP1.2	AA9.0 - AM0.2	AE1.1 - AES1.01	AP6.1 - AE1.0	FA - 1 - A1	FA - 0 - 1	HS1.1 - HS1.6	HS0.1 - HS0.3	HS2.2 - HA2.3	HS2.1	HA3.0 - HA7.3	HA8.0	HA8.1 - HA11.2	HM0.1	HM1.1 - HM5.1	HM0.2	HP1.1 - HP6.1	HP0.1	HE1.1	HE0.2 - H1.0	HE2.1 - FA - 1 - H2.1	HE1.6	SS1.1 - SA11.2	S0.1 - S0.3	SM1.0 - SP6.1	SM0.1 - SM0.2	SE1.1 - FA - 1 - S1	SE0.2 - SE0.4	MS1.1 - MA8.0	SE1.0	M1.0	MS0.1 - MS0.3	MP1.1 - ME0.2	MM0.1 - MM0.2	ME1.1	MP0.1	ME2.1 - FA - 1 - M1	ME0.3 - M1.0		ME1.6		215 Pages
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11	NW Detention Center Expansion HVAC Load Calculation <i>(Note: the requester was allowed to view this document with the caveat that certain items would be redacted from these documents if copies were to be provided)</i>	<ul style="list-style-type: none"><li>- All references to # of people</li><li>- People and # on each page under Internal Loads</li></ul>																																																												